

MAY 16 2006

<b>FACSIMILE TRANSMITTAL FORM</b>  FAX: 571-273-8300	Application Number	10/646093
	Filing Date	August 22, 2003
	First Named Inventor	Wolk, Martin B.
	Confirmation No.	8391
	Attorney Docket Number	58626US002
Total Number of Pages in This Submission: 8		
Date: MAY 16 2006	Attorney for Applicant: Lance L. Vietzke	

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Issue Fee Transmittal <input type="checkbox"/> Amendment Transmittal	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s)	<input type="checkbox"/> Petition to Convert a Provisional Application	<input type="checkbox"/> Appeal Communication to Technology Center (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosures: Affidavit File History
<input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR § 1.52 or 1.53 <input type="checkbox"/> Response to Missing Parts under 35 USC 371 in US Designated/ Elected Office (DO/EO/US)	<input type="checkbox"/> Request for Refund  <input type="checkbox"/> Request for Continued Examination (RCE) Transmittal	
<input type="checkbox"/> Drawings	<input type="checkbox"/> After Allowance Communication to Technology Center	
REMARKS:		

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32692

Customer Number

Patent  
Case No.: 58626US002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: WOLK, MARTIN B.

Application No.: 10/646093

Confirmation No.: 8391

Filed: August 22, 2003

Title: ELECTROLUMINESCENT DEVICES AND METHODS

PETITION FOR WITHDRAWAL OF HOLDING OF ABANDONMENTMail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR § 1.8(a))

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at 571-273-8300

MAY 16 2006

Date

Signed by:

Dear Sir:

Applicants hereby petition for the withdrawal of the holding of abandonment in the subject application. The Notice of Abandonment was mailed on April 19, 2006, citing Applicants' failure to respond to an Office Action that was mailed on September 13, 2005. Applicants, however, did not receive an Office Action. Accordingly, the due date for filing of a response to the Office Action was never placed on the Applicants' attorney's docket and no response to the Office Action could have been filed by Applicants. Applicant attests to the fact that the file jacket for the subject application has been searched and the docket records reviewed to verify that the Office Action was not received. A copy of the docket record is enclosed. An arrow has been placed in the left margin of the docket record to indicate where the docket entry would have been had the Office Action been received.

This petition is supported by the enclosed Affidavit of Jeanette Dishno, the docket coordinator in the office of the addressee. The Affidavit describes the usual docketing procedure utilized by the addressee. The Affidavit describes and provides copies of the 3M Innovative Properties Company File History, and separate computer search for all Office Actions received by 3M Innovative Properties Company during the relevant time period. The Affidavit thus shows that procedures are in place for appropriately handling papers, and docketing for action,

Application No.: 10/646093

Case No.: 58626US002

and that these procedures were followed for communications from the United States Patent and Trademark Office (PTO) during the relevant timeframe.

In view of the enclosed Affidavit, and further in view of 37 C.F.R. §1.134 which indicates that Applicant will be notified in an Office Action of a time period set for reply to the Office Action with a maximum time period of six months, Applicants respectfully request that the holding of abandonment be withdrawn and that Applicants' enclosed response to the Office Action be considered.

Applicants in the alternative hereby petition under 37 CFR §1.137(a) for revival of the subject application, which was unavoidably abandoned. The cause for delay is as set forth above and the petition to revive is supported by the enclosed Affidavit of Jeanette Dishno which shows that no Office Action was received and therefore no response to the Office Action could have been filed by Applicants.

Please charge the fee provided in 37 C.F.R. §1.17(l) to Deposit Account No. 13-3723. Please also charge any additional fees or credit any overpayment to Deposit Account No. 13-3723. One copy of this sheet marked DUPLICATE is also enclosed. Applicants respectfully request acknowledgment of the active status of this application.

If necessary, charge any required fee, or credit any overpayment to Deposit Account No. 13-3723.

Respectfully submitted,

May 15, 2006  
Date

By:

Lance L. Vietzke  
Lance L. Vietzke, Reg. No.: 36,708  
Telephone No.: 651-737-2180

Office of Intellectual Property Counsel  
3M Innovative Properties Company  
Facsimile No.: 651-736-3833

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Customer Number

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Patent  
Case No.: 58626US002

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named Inventor: WOLK, MARTIN B.

Application No.: 10/646093

Confirmation No.: 8391

Filed: August 22, 2003

Title: ELECTROLUMINESCENT DEVICES AND METHODS

AFFIDAVIT OF JEANNETTE DISHNO IN SUPPORT OF PETITION TO WITHDRAW HOLDING OF  
ABANDONMENTMail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR § 1.8(a)]

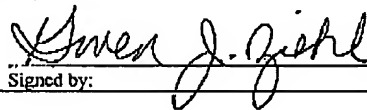
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- ☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at 571-273-8300.

MAY 16 2006

Date

Signed by:



Dear Sir:

STATE OF MINNESOTA )  
 ) SS.  
COUNTY OF RAMSEY )

I, Jeanette Dishno of 3M Innovative Properties Company, being duly sworn, depose and say as follows:

1. I have been employed at 3M Innovative Properties Company, a wholly-owned subsidiary of 3M Company, Saint Paul, Minnesota, since December 1998. My present position is U.S. Docket Administrator in the 3M Office of Intellectual Property Counsel (OIPC), and I have been in the position for seven and one-half (7 ½) years.

2. As U.S. Docket Administrator, part of my job is to enter docket action due dates on the 3M computerized docket system for papers due in the U.S. Patent and Trademark Office. I hereby verify that the enclosed File History Report for application Serial No. 10/646,093 is the true and correct copy of a printout from the 3M computerized docket system.

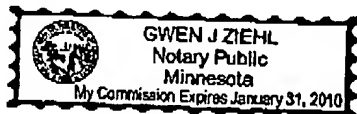
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Further deponent sayeth not.

*Jeanette Dishno*  
Jeanette Dishno

Sworn to and subscribed before me this 10th day of May, 2006.



*Gwen J. Ziehl*

**Country Application**

Friday, May 12, 2006

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Case Number: 58626US002	Country: US
Parent Case Number:	United States of America
Priority Case Number:	Case Type: ORD
Application Status: Published	Status Date: 09-Mar-2005
Application Number: 10/646093	Filing Date: 22-Aug-2003
Publication Number: 05-0040758-A1	Publication Date: 24-Feb-2005
Patent Number:	Issue Date:
Priority Appl. Number:	Priority Filing Date:
Priority Patent Number:	Priority Issue Date:
Tax Schedule: LE	Expiration Date:
	Foreign Filing License Date: 17-Nov-2003
Confirmation Number:	Patent Term Adjustment: 0
Terminal Disclaimer: <input type="checkbox"/>	Secrecy Order: <input type="checkbox"/>
	Government Rights: <input type="checkbox"/>
Agent:	
Agent Reference #:	

Remarks:

**List Of Assignee**

Assignee	Assignment Date	Recordation Date	Reel	Frame
3M INNOVATIVE PROPERTIES COMPAN	22-Aug-2003	08/22/04	14423	782/84

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**Country Application**

Friday, May 12, 2006

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**List Of Actions**

Action(s) Due	Due Date	Indicator	Action Taken	Date Taken
First Month Request	25-Apr-2003	Reminder	No	01-Jun-2003
Second Month Request	25-May-2003	Reminder	No	01-Jun-2003
Third Month Request	25-Jun-2003	Reminder	Yes	01-Jun-2003
Fourth Month Request	25-Jul-2003	Reminder	No	01-Jun-2003
Fifth Month Request	25-Aug-2003	Reminder	No	01-Jun-2003
Sixth Month Request	25-Sep-2003	Reminder	No	01-Jun-2003
Seventh Month Request	25-Oct-2003	Reminder	No	01-Jun-2003
Information Disclosure Stmt	22-Nov-2003	Due Date	Yes	05-Nov-2003
Eighth Month Request	25-Nov-2003	Reminder	No	01-Jun-2003
Nine-Month Deadline	25-Dec-2003	Final	No	01-Jun-2003
Del. Foreign Filings to Coord.	05-Jun-2004	Due Date	Yes	07-Jun-2004
SMD - Foreign Filings	22-Jun-2004	Due Date	Yes	14-Jul-2004
Foreign Filings Due, Final	22-Aug-2004	Final	Yes	26-Jul-2004
Submit Cited Art - PCT - 1 Mo.	17-Jan-2005	Reminder	Yes	05-Jan-2005
Submit Cited Art - PCT - 3 Mo.	17-Mar-2005	Due Date	Yes	05-Jan-2005
Submit Cited Art - PCT - 1 Mo.	22-Mar-2005	Reminder	Yes	07-Mar-2005
Submit Cited Art - PCT - 3 Mo.	22-May-2005	Due Date	Yes	07-Mar-2005
Election Due Date	25-May-2005	Due Date	Yes	16-May-2005
1st Extension	25-Jun-2005	Reminder	No	16-May-2005
2nd Extension	25-Jul-2005	Reminder	No	16-May-2005
3rd Extension	25-Aug-2005	Reminder	No	16-May-2005
4th Extension	25-Sep-2005	Reminder	No	16-May-2005
Final Deadline	25-Oct-2005	Final	No	16-May-2005
Petition to Revive?	19-May-2006	Due Date		

**Status History**

From	To	Status Date
Unfiled	Pending	22-Aug-2003
Pending	Published	09-Mar-2005

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**Country Application**

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Friday, May 12, 2006

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User ID: US029106

Date Created: 26-Mar-2003

Last Update: 09-Mar-2005